

Jones, J

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
MICHAEL ECONN,

Plaintiff,

-against-

BARCLAYS BANK PLC and BARCLAYS  
CAPITAL INC.,

Defendants.  
-----X

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: 12/29/10

07 Civ. 2440 (BSJ) (GWG)

**STIPULATION OF DISMISSAL WITH PREJUDICE**

WHEREAS, on or about March 26, 2007, plaintiff Michael Econn ("Econn") commenced this action by filing a complaint in the United States District Court for the Southern District of New York, captioned Econn v. Barclays Bank PLC and Barclays Capital Inc., Case No. 07-cv-2440 (BSJ) (GWG), against Barclays Bank PLC and Barclays Capital Inc. (collectively, "Barclays");

WHEREAS, on October 7, 2010, Barclays and Econn (the "Parties") appeared at a settlement conference before the Honorable Gabriel W. Gorenstein, U.S.M.J. (the "Settlement Conference"); and

WHEREAS, with the assistance of Magistrate Judge Gorenstein, the Parties resolved at the Settlement Conference to settle all matters between them and subsequently entered into a Confidential Settlement Agreement and Release (the

"Agreement"), pursuant to which Econn has agreed to a dismissal of all claims against Barclays with prejudice.

**NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED**, by and between the undersigned, that any and all claims and causes of action in the above-captioned action are dismissed with prejudice, and that each party shall be responsible for its own fees and costs.

Dated: December 6, 2010

SULLIVAN & CROMWELL LLP

By: 

Theodore O. Rogers, Jr.  
Sullivan & Cromwell LLP  
125 Broad Street  
New York, New York 10004  
(212) 558-4000  
rogerst@sullcrom.com

*Attorneys for Barclays Bank PLC  
and Barclays Capital Inc.*

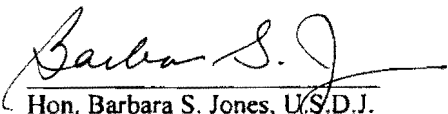
VLADECK, WALDMAN, ELIAS &  
ENGELHARD, P.C.

By: 

Anne C. Vladeck  
Vladeck, Waldman, Elias &  
Engelhard, P.C.  
1501 Broadway, Suite 800  
New York, New York 10036  
(212) 403-7300  
avladeck@vladeck.com

*Attorneys for Plaintiff Michael  
Econn*

SO ORDERED on this 29<sup>th</sup> day of December 2010

  
Hon. Barbara S. Jones, U.S.D.J.

BC